S.B.Cr.Misc. Second Bail Appl No. 4654/2006

(Kheta Ram vs. Union of India)

Date of order : 18.10.2006

HON'BLE MR.H.R.PANWAR,J.

Mr.N.L.Joshi, for the petitioner.
Mr.M.S.Bhati, for Union of India.

Heard learned counsel for the petitioner and the counsel appearing for the Union of India. Perused the material available on record. I have carefully gone through the statements of the various witnesses recorded by the trial court.

It is contended by the learned counsel for the petitioner that the contraband "Ganja" alleged to have been recovered from the petitioner is much less than the commercial quantity though higher than the small quantity. The petitioner is in custody for more than fourteen months.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439

Cr.P.C. is allowed and it is directed that petitioner Kheta Ram s/o Tola Ram be released on bail arising out of Special Case No.05/2005 pending before the Special Judge, N.D.P.S. Cases, Churu provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-